IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

LEE D. WEST and LYNN M. WEST,	)	
On behalf of themselves and the classes	)	
defined herein,	)	
	)	
Plaintiffs,	)	08 CV 2154
	)	
vs.	)	
	)	
COPIAGUE FUNDING CORPORATION,	)	Judge Gettleman
d/b/a, SOUTH SHORE MORTGAGE	)	
COMPANY; IRENE SCHATZ;	)	
HOMECOMINGS FINANCIAL	)	
NETWORK, INC.;	)	
HOMECOMINGS FINANCIAL, LLC;	)	Judge Schenkier
AURORA LOAN SERVICES, LLC;	)	
BANK OF AMERICA; MORTGAGE	)	
ELECTRONIC REGISTRATION	)	
SYSTEMS, INC.; and DOES 1-5,	)	
	)	**JURY DEMAND**
Defendants.	)	

NOTICE OF F.R.C.P. 41(a)(1)(i) DISMISSAL OF CLASS ALLEGATIONS
AND CERTAIN COUNTS

Pursuant to F.R.C.P. 41(a)(1)(i), plaintiffs in the above-captioned action hereby voluntarily dismiss all class allegations, without prejudice. Further, plaintiffs voluntarily dismiss, with prejudice, plaintiffs' counts II, III and IV in their entirety and as to all defendants. Finally, plaintiffs voluntarily dismiss, with prejudice, the allegations upon which Counts II – IV are based, namely, paragraph nos. 36, 39, 53, 54, 55 and 56 of plaintiffs' Amended Complaint. No class has been certified in this action and, therefore, Rule 23(e) of the Federal Rules of Civil Procedure does not apply. All of the requirements of a F.R.C.P. 41(a) dismissal are met. The parties shall bear their own fees and costs.

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Respectfully submitted,

s/Al Hofeld, Jr.
Al Hofeld, Jr.

Al Hofeld, Jr.
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CERTIFICATE OF SERVICE BY ELECTRONIC MEANS

I, Al Hofeld, Jr., attorney for plaintiffs, hereby certify that on July 22, 2008, service of the foregoing *Notice of F.R.C.P. 41(a)(1)(i) Dismissal of Class Allegations and Certain Counts* was accomplished pursuant to ECF as to Filing Users, and I shall comply with LR 5.5 as to any party who is not a Filing User or represented by a Filing User.

s/Al Hofeld, Jr.
Al Hofeld, Jr.